

ASSEMBLY BILL

No. 481

Introduced by Assembly Member Diaz

February 14, 2003

An act to amend Sections 52241, 52242, 52244, and 52922 of the Education Code, relating to pupils.

LEGISLATIVE COUNSEL'S DIGEST

AB 481, as introduced, Diaz. International Baccalaureate Programs.

Existing law establishes a pilot grant program that awards grants to cover the costs of advanced placement examination fees.

This bill would expand the program to include grants to cover the costs of International Baccalaureate examinations.

Existing law requires the Superintendent of Public Instruction to annually allocate to each school district up to \$25,000 for each high school and middle school in the district that offers an International Baccalaureate Program. Existing law requires this allocation to be used to cover the ongoing costs of professional development required by the program and to help pay the test fees for low- and middle-income pupils in need of financial assistance. Existing law requires the Superintendent of Public Instruction to allocate up to \$15,000 from funds appropriated for that purpose to each school that is awarded a grant to start up an International Baccalaureate Program and gives priority to high schools that have the highest percentage of pupils from low-income families and to high schools that are awarded affiliate status from the International Baccalaureate Organization.

This bill would delete the start-up grant program and provide for annual apportionments of \$25,000 for authorized programs. The bill

would require an equal proration of apportionments if funds are insufficient to fully fund all authorized programs and would require that funding to supplement, but not supplant, existing local efforts to provide an authorized program.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 52241 of the Education Code is
2 amended to read:

3 52241. For purposes of this chapter, the following terms have
4 the following meanings:

5 (a) “Advanced placement examinations” means the advanced
6 placement examinations conducted by the College Entrance
7 Examination Board, on the basis of which participating
8 institutions of postsecondary education award postsecondary
9 academic credit.

10 (b) “Economically disadvantaged pupil” means a high school
11 pupil who is any one of the following:

12 (1) A pupil who comes from a low-income household. As used
13 in this chapter, “low-income” refers to a household the taxable
14 income of which for the preceding tax year did not exceed 200
15 percent of an amount equal to the poverty level determined by
16 using the criteria of poverty established by the Census Bureau of
17 the United States Department of Commerce. Documentation of a
18 pupil’s low-income status for the purposes of this subdivision shall
19 be made in accordance with the following:

20 (A) In the case of a pupil who is 17 years of age or younger or
21 who is a dependent within the meaning of the federal Internal
22 Revenue Code, a signed financial need statement shall be
23 submitted by the pupil’s parent or legal guardian, along with
24 verification of this financial need from another governmental
25 entity or a photocopy of the most recent federal income tax return
26 filed by the pupil’s parent or legal guardian.

27 (B) In the case of a pupil who is 18 years of age or older or who
28 is not a dependent within the meaning of the federal Internal
29 Revenue Code, a signed financial need statement shall be
30 submitted by the pupil, along with verification of this financial



1 need from another governmental entity or a photocopy of the most
2 recent federal income tax return filed by the pupil.

3 (2) A pupil who is eligible for federal free or reduced meal
4 programs.

5 (3) A pupil who attends a school where at least 75 percent of
6 all pupils enrolled are eligible for federal free or reduced meal
7 programs.

8 (c) “*International baccalaureate examinations*” means the
9 international baccalaureate examinations conducted by the
10 International Baccalaureate Organization, on the basis of which
11 participating institutions of postsecondary education award
12 postsecondary academic credit.

13 SEC. 2. Section 52242 of the Education Code is amended to
14 read:

15 52242. Notwithstanding any other provision of law, a school
16 district receiving funds pursuant to Chapter 1 (commencing with
17 Section 54000) of Part 29 may expend any portion of those funds
18 to pay for all or part of the costs of one or more advanced
19 placement *or international baccalaureate* examinations that are
20 charged to economically disadvantaged pupils.

21 SEC. 3. Section 52244 of the Education Code is amended to
22 read:

23 52244. (a) There is hereby established a pilot grant program
24 for the purpose of awarding grants to cover the costs of advanced
25 placement *or international baccalaureate* examination fees. The
26 State Department of Education shall administer this program.

27 (b) Any school district may apply to the State Department of
28 Education for grant funding pursuant to this section, based on the
29 number of economically disadvantaged pupils in the district
30 enrolled in advanced placement *or international baccalaureate*
31 courses who will take the next offered advanced placement *or*
32 *international baccalaureate* examinations. A school district that
33 applies to the State Department of Education for this purpose shall
34 designate school district staff to whom pupils may submit
35 applications for grants and shall institute a plan to notify pupils of
36 the availability of financial assistance pursuant to this section.
37 Grants shall be expended only to pay the fees required of pupils to
38 take an advanced placement *or international baccalaureate*
39 examination.

1 (c) Any economically disadvantaged pupil who is enrolled in
2 an advanced placement *or international baccalaureate* course
3 may apply to the designated school district staff for a grant
4 pursuant to this section. A pupil who receives a grant shall pay five
5 dollars (\$5) of the examination fee.

6 (d) School districts and county superintendents of schools may
7 join together and form collaboratives or consortia in order to
8 participate in the grant program established by this section.

9 (e) Grants provided pursuant to this section shall not be used to
10 supplant fee waivers available to low-income pupils who take
11 advanced placement *or international baccalaureate*
12 examinations.

13 (f) If the total school district applications exceed the total funds
14 available pursuant to this section, the State Department of
15 Education shall prorate the grants based upon the ratio of the total
16 amount requested to the total amount budgeted by the state for this
17 purpose.

18 (g) To facilitate program administration and school district
19 reimbursement, the State Department of Education may enter into
20 a contract with the ~~provider~~ *providers* of advanced placement *or*
21 *international baccalaureate* examinations. For purposes of the
22 contract authorized pursuant to this subdivision, the State
23 Department of Education is exempt from the requirements of Part
24 2 (commencing with Section 10100) of Division 2 of the Public
25 Contract Code and from the requirements of Article 6
26 (commencing with Section 999) of Chapter 6 of Division 4 of the
27 Military and Veterans Code.

28 (h) This section shall remain in effect only until January 1,
29 2005, and as of that date is repealed, unless a later enacted statute,
30 that is enacted before January 1, 2005, deletes or extends that date.

31 SEC. 4. Section 52922 of the Education Code is amended to
32 read:

33 52922. (a) From funds appropriated for the purpose of this
34 chapter, the Superintendent of Public Instruction shall annually
35 ~~allocate~~ *apportion* to each school district, on behalf of each
36 *authorized International Baccalaureate Diploma Program and*
37 *International Baccalaureate Middle Years Program operating at*
38 *one or more of the public high school or middle school within the*
39 ~~district that offers an International Baccalaureate Program~~, the
40 amount of ~~up to~~ twenty-five thousand dollars (\$25,000) for each

~~participating high school and middle school authorized~~
~~International Baccalaureate Program~~ to cover the ongoing costs
of professional development required by the program and to help
pay the test fees for low- and middle-income pupils in need of
financial assistance, in accordance with criteria adopted by the
Superintendent of Public Instruction.

~~(b) From funds appropriated for the purpose of this chapter, the~~
~~Superintendent of Public Instruction shall allocate the amount of~~
~~up to fifteen thousand dollars (\$15,000) to each school that is~~
awarded a grant by the Superintendent of Public Instruction to start
up an International Baccalaureate Program. The Superintendent of
Public Instruction shall not award any grants that exceed the
funding made available for that fiscal year for the purpose of
startup grants. In awarding grants, the Superintendent of Public
Instruction shall first award grants to all eligible high schools,
giving priority to those high schools that have the highest
percentage of pupils from low-income families and to those high
schools that have been awarded affiliate status from the
International Baccalaureate Organization. After grants have been
awarded to all eligible high schools, the Superintendent of Public
Instruction shall then award grant funds to eligible middle schools,
giving priority to those middle schools that have the highest
percentage of pupils from low-income families and those middle
schools that have been awarded affiliate status from the
International Baccalaureate Organization.

~~(c) For the 2001-02 fiscal year, grants for middle school~~
~~programs allocated pursuant to this section shall not exceed one~~
~~hundred thousand dollars (\$100,000).~~

~~(d) The amounts provided in subdivisions (a) and (b)~~
~~subdivision (a)~~ shall be increased annually by a cost-of-living
adjustment, based on the same percentage increase that is provided
to the revenue limits of unified school districts with 2,501 or more
units of average daily attendance.

~~(e)~~

~~(c) The total amount allocated apportioned pursuant to~~
~~subdivisions (a) and (b) subdivision (a)~~ shall not exceed the total
amount of the funds appropriated for those purposes in the annual
Budget Act or any other statute. If funds are insufficient to fully
fund all grants authorized *International Baccalaureate Programs*,
annual grants apportionments shall first be allocated pursuant to

- 1 ~~subdivision (a) to those schools that were funded in the prior year~~
2 ~~and in the amount of the prior year grant prorated equally.~~
3 (d) Funds appropriated for the purposes of this chapter shall
4 supplement, and not supplant, existing local efforts to provide an
5 authorized International Baccalaureate Diploma Program or an
6 International Baccalaureate Middle Years Program.

